

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NORTH CAROLINA
EASTERN DIVISION

Criminal No. 4:06-CR-90-FL
Civil No. 4:12-CV-77-FL

MARCIS RAY HENDERSON,)
Petitioner,)
)
v.))
)
UNITED STATES OF AMERICA,))
Respondent.)

O R D E R

Having conducted an examination of petitioner's motion pursuant to Rule 4(b) of the Rules Governing § 2255 Proceedings and it appearing that dismissal is not warranted at this time, the United States Attorney is DIRECTED to file an Answer pursuant to Rule 5, Rules Governing § 2255 Proceedings, or to make such other response as appropriate to the above-captioned § 2255 Motion to Vacate, Set Aside or Correct Sentence, within **forty (40)** days of the filing of this order.

SO ORDERED.

This the 11th day of May , 2012.



Louise W. Flanagan
United States District Judge